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MAR 24 2008

**OFFICE OF PETITIONS**

In re Application of :  
Browne, et al. : DECISION ON PETITION  
Application No. 10/734,222 :  
Filed: December 15, 2003 :  
Dkt. No.: 00169.002800 :  
:

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed February 7, 2008.

The Notice of Abandonment, mailed January 8, 2008, states the application is abandoned for failure to timely submit a proper reply to the non-final Office action mailed July 3, 2007. The non-final Office action set a three month shortened statutory period of time for reply.

Petitioners assert that a response to the non-final Office action, including petition for extension of time, was timely filed January 3, 2008.

The original response referenced by petitioners has been located in the application file. The response was received January 7, 2008 and bears a certificate of mailing date of January 3, 2008, in accordance with 37 CFR 1.8.

Accordingly, the petition to withdraw the holding of abandonment is hereby **GRANTED**.

The Notice of Abandonment is hereby **VACATED** and the holding of abandonment is **WITHDRAWN**.

The application file is being forwarded to Technology Center 2100 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

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Office of Petitions